



General Assembly

***Substitute Bill No. 6390***

*January Session, 2011*

\* \_\_\_\_HB06390HED\_\_032211\_\_\_\_ \*

***AN ACT CONCERNING ACCESS TO POSTSECONDARY EDUCATION.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 10a-29 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2011*):

3 The following shall determine the status of a student:

4 (1) Every person having his domicile in this state shall be entitled to  
5 classification as an in-state student for tuition purposes. Except as  
6 otherwise provided in this part, no person having his domicile outside  
7 of this state shall be eligible for classification as an in-state student for  
8 tuition purposes;

9 (2) The domicile of an unemancipated person is that of his parent;

10 (3) Upon moving to this state, an emancipated person employed  
11 full-time who provides evidence of domicile may apply for in-state  
12 classification for such person's spouse and unemancipated children  
13 after six consecutive months of residency and, provided such person is  
14 not himself or herself in this state primarily as a full-time student, such  
15 person's spouse and unemancipated children may at once be so  
16 classified, and may continue to be so classified as long as such person  
17 continues such person's domicile in this state;

18 (4) Any unemancipated person who remains in this state when such

19 person's parent, having theretofore been domiciled in this state,  
20 removes from this state, shall be entitled to classification as an in-state  
21 student until attainment of the degree for which such person is  
22 currently enrolled, as long as such person's attendance at a school or  
23 schools in this state shall be continuous;

24 (5) The spouse of any person who is classified or is eligible for  
25 classification as an in-state student shall likewise be entitled to  
26 classification as an in-state student;

27 (6) A member of the armed forces who is stationed in this state  
28 pursuant to military orders shall be entitled to classification as an in-  
29 state student;

30 (7) An unemancipated person whose parent is a member of the  
31 armed forces and stationed in this state pursuant to military orders  
32 shall be entitled to classification as an in-state student. The student,  
33 while in continuous attendance toward the degree for which he is  
34 currently enrolled, shall not lose his residence when his parent is  
35 thereafter transferred on military orders; [and]

36 (8) A student that is from another state, territory or possession of the  
37 United States, the District of Columbia or the Commonwealth of  
38 Puerto Rico shall be classified as an in-state student, if such student (A)  
39 attended for three years and graduated from a high school in this state,  
40 and (B) was sponsored, housed and supported during attendance at  
41 such school by a program, such as the "A Better Chance" program,  
42 established as a nonprofit organization that raises charitable funds on  
43 the local level for the purpose of giving students who are minority  
44 students, from single parent homes or live in poverty, an opportunity  
45 to attend school in a different environment. For purposes of this  
46 subdivision, "minority student" means a student whose racial ancestry  
47 is defined as other than white by the Bureau of Census of the United  
48 States Department of Commerce; and

49 (9) In accordance with 8 USC 1621(d), a person, other than a

50 nonimmigrant alien as described in 8 USC 1101(a)(15), shall be entitled  
 51 to classification as an in-state student for tuition purposes, (A) if such  
 52 person (i) resides in this state, (ii) attended any educational institution  
 53 in this state and completed at least four years of high school level  
 54 education in this state, (iii) graduated from a high school in this state,  
 55 or the equivalent thereof, and (iv) is registered as an entering student,  
 56 or is enrolled at a public institution of higher education in this state,  
 57 and (B) if such person is without legal immigration status, such person  
 58 files an affidavit with such institution of higher education stating that  
 59 he or she has filed an application to legalize his or her immigration  
 60 status, or will file such an application as soon as he or she is eligible to  
 61 do so.

This act shall take effect as follows and shall amend the following sections:

Section 1	July 1, 2011	10a-29
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**HED**      *Joint Favorable Subst.*